

# Combined Declaration and Power of Attorney for Patent Application

Docket Number: 38-21(15300)B

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter that is claimed and for which a patent is sought on the invention entitled Nucleic Acid Molecules and Other Molecules Associated with Transcription in Plants, the specification of which is filed herewith unless the following box is checked:

☒ was filed on January 12, 1999 ;  
as United States Application Number 09/229,413 ; and  
was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application, which designated at least one country other than the United States listed below, and have also identified below any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Claimed

☐ Yes ☐ No

\_\_\_\_\_  
(Application No.) (Country) (Day/Month/Year Filed)

☐ Yes ☐ No

\_\_\_\_\_  
(Application No.) (Country) (Day/Month/Year Filed)

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

60/067,000 11/24/1997 Abandoned  
(Application No.) (Filing Date) (Status)

60/069,472 12/09/1997 Abandoned  
(Application No.) (Filing Date) (Status)

60/071,479 01/13/1998 Abandoned  
(Application No.) (Filing Date) (Status)

60/074,201 02/10/1998 Abandoned  
(Application No.) (Filing Date) (Status)

60/074,282 02/10/1998 Abandoned  
(Application No.) (Filing Date) (Status)

60/074,280 02/10/1998 Abandoned  
(Application No.) (Filing Date) (Status)

60/074,281 02/10/1998 Abandoned  
(Application No.) (Filing Date) (Status)

|  |                                    |                              |
|--|------------------------------------|------------------------------|
| <u>60/074,566</u><br>(Application No.) | <u>02/12/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/074,567</u><br>(Application No.) | <u>02/12/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/074,565</u><br>(Application No.) | <u>02/12/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/075,462</u><br>(Application No.) | <u>02/19/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/074,789</u><br>(Application No.) | <u>02/19/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/075,459</u><br>(Application No.) | <u>02/19/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/075,461</u><br>(Application No.) | <u>02/19/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/075,464</u><br>(Application No.) | <u>02/19/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/075,460</u><br>(Application No.) | <u>02/19/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/075,463</u><br>(Application No.) | <u>02/19/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/077,231</u><br>(Application No.) | <u>03/09/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/077,229</u><br>(Application No.) | <u>03/09/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/077,230</u><br>(Application No.) | <u>03/09/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/078,368</u><br>(Application No.) | <u>03/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/080,844</u><br>(Application No.) | <u>04/07/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/083,067</u><br>(Application No.) | <u>04/27/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/083,386</u><br>(Application No.) | <u>04/29/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/083,387</u><br>(Application No.) | <u>04/29/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/083,388</u><br>(Application No.) | <u>04/29/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/083,389</u>                      | <u>04/29/1998</u>                  | <u>Abandoned</u>             |

| (Application No.)                      | (Filing Date)                      | (Status)                     |
|--|------------------------------------|------------------------------|
| <u>60/085,224</u><br>(Application No.) | <u>05/13/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/085,223</u><br>(Application No.) | <u>05/13/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/085,222</u><br>(Application No.) | <u>05/13/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/085,533</u><br>(Application No.) | <u>05/15/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/086,186</u><br>(Application No.) | <u>05/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/086,187</u><br>(Application No.) | <u>05/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/086,185</u><br>(Application No.) | <u>05/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/086,184</u><br>(Application No.) | <u>05/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/086,183</u><br>(Application No.) | <u>05/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/086,188</u><br>(Application No.) | <u>05/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,524</u><br>(Application No.) | <u>06/16/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,810</u><br>(Application No.) | <u>06/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,814</u><br>(Application No.) | <u>06/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,808</u><br>(Application No.) | <u>06/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,812</u><br>(Application No.) | <u>06/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,807</u><br>(Application No.) | <u>06/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,806</u><br>(Application No.) | <u>06/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,813</u><br>(Application No.) | <u>06/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,811</u>                      | <u>06/18/1998</u>                  | <u>Abandoned</u>             |

| (Application No.)                      | (Filing Date)                      | (Status)                     |
|--|------------------------------------|------------------------------|
| <u>60/089,793</u><br>(Application No.) | <u>06/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/091,405</u><br>(Application No.) | <u>06/30/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/091,247</u><br>(Application No.) | <u>06/30/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/099,667</u><br>(Application No.) | <u>09/09/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/099,668</u><br>(Application No.) | <u>09/09/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/099,670</u><br>(Application No.) | <u>09/09/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/099,697</u><br>(Application No.) | <u>09/09/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/100,674</u><br>(Application No.) | <u>09/16/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/100,673</u><br>(Application No.) | <u>09/16/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/100,672</u><br>(Application No.) | <u>09/16/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/100,963</u><br>(Application No.) | <u>09/17/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/101,131</u><br>(Application No.) | <u>09/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/101,132</u><br>(Application No.) | <u>09/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/101,130</u><br>(Application No.) | <u>09/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/101,508</u><br>(Application No.) | <u>09/22/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/101,344</u><br>(Application No.) | <u>09/22/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/101,347</u><br>(Application No.) | <u>09/22/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/101,343</u><br>(Application No.) | <u>09/22/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |

|  |                                    |                              |
|--|------------------------------------|------------------------------|
| <u>60/101,707</u><br>(Application No.) | <u>09/25/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/104,126</u><br>(Application No.) | <u>10/13/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/104,128</u><br>(Application No.) | <u>10/13/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/104,127</u><br>(Application No.) | <u>10/13/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/104,124</u><br>(Application No.) | <u>10/13/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/109,018</u><br>(Application No.) | <u>11/18/1998</u><br>(Filing Date) | <u>Pending</u><br>(Status)   |
| <u>60/111,981</u><br>(Application No.) | <u>12/11/1998</u><br>(Filing Date) | <u>Pending</u><br>(Status)   |
| <u>60/113,224</u><br>(Application No.) | <u>12/22/1998</u><br>(Filing Date) | <u>Pending</u><br>(Status)   |
| <u>60/108,996</u><br>(Application No.) | <u>11/18/1998</u><br>(Filing Date) | <u>Pending</u><br>(Status)   |

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or under § 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56 that became available between the filing date of the prior application and the national or PCT international filing date of this application.

|  |                                    |                            |
|--|------------------------------------|----------------------------|
| <u>09/199,129</u><br>(Application No.) | <u>11/24/1998</u><br>(Filing Date) | <u>Pending</u><br>(Status) |
| <u>09/210,297</u><br>(Application No.) | <u>12/08/1998</u><br>(Filing Date) | <u>Pending</u><br>(Status) |

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Lawrence M. Lavin, Jr.  
Dennis R. Hoerner, Jr.  
Richard H. Shear

Reg. No. 30,768  
Reg. No. 30,914  
Reg. No. 26,583

Robert A. Auchter, Reg. No. 38,069  
Jeffrey I. Auerbach, Reg. No. 32,680  
Nicholas T. Bauz, Reg. No. 41,604  
William D. Belanger, Reg. No. 40,509  
Michael J. Bell, Reg. No. 39,604  
John A. Bendrick, Reg. No. 41,612  
Mark R. Buscher, Reg. No. 35,006  
Celine T. Callahan, Reg. No. 34,301  
Cono A. Carrano, Reg. No. 39,623  
June E. Cohan, Reg. No. 43,741  
Joseph V. Colaianne, Reg. No. 39,948  
Ben M. Davidson, Reg. No. 38,424  
James F. Davis, Reg. No. 21,072  
Thomas M. Dunham, Reg. No. 39,965  
Thomas C. Fiala, Reg. No. 43,610  
Joel M. Freed, Reg. No. 25,101  
Vernon Randall Gard, Reg. No. 33,886  
Sharmini Nathan Green, Reg. No. 41,410  
Alan M. Grimaldi, Reg. No. 26,599  
Alexander J. Hadjis, Reg. No. 36,540  
Albert P. Halluin, Reg. No. 25,227  
Leslie L. Jacobs, Jr., Reg. No. 40,659  
Christopher L. Kelley, Reg. No. 42,714  
Brian S.Y. Kim, Reg. No. 41,114

Richard H. Kjeldgaard, Reg. No. 30,186  
Andrew R. Kopsidas, Reg. No. 42,759  
David J. Kulik, Reg. No. 36,576  
Viola T. Kung, Reg. No. 41,131  
Joseph P. Lavelle, Reg. No. 31,036  
Don F. Livornese, Reg. No. 32,040  
David R. Marsh, Reg. No. 41,408  
Christopher A. Mathews, Reg. No. 35,944  
Elliott C. Mendelson, Reg. No. 42,878  
Joseph A. Micallef, Reg. No. 39,772  
Erik B. Milch, Reg. No. 42,887  
Matthew J. Moore, Reg. No. 42,012  
Bradley J. Olson, Reg. No. 40,750  
Andrew Y. Piatnicia, Reg. No. 40,772  
Andrea G. Reister, Reg. No. 36,253  
Timothy W. Riffe, Reg. No. 43,881  
Stephen J. Rosenman, Reg. No. 29,209  
Anthony W. Shaw, Reg. No. 30,104  
J. David Smith, Reg. No. 39,839  
Michael J. Songer, Reg. No. 39,841  
Jennifer A. Tipsord, Reg. No. 40,205  
Adam K. Whiting, Reg. No. 44,400  
Robert J. Worrall, Reg. No. 37,969

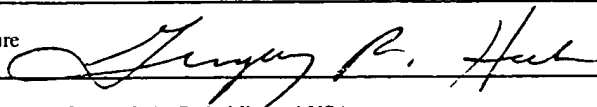
Send Correspondence to:

**David R. Marsh**  
**Howrey & Simon**  
Box No. 34  
1299 Pennsylvania Avenue, N.W.  
Washington, DC 20004-2402  
Facsimile: (202) 383-7195

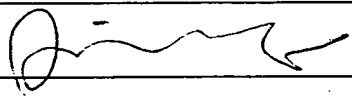
Direct Telephone Calls to: 202-783-0800

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

|                                     |   |               |
|-------------------------------------|---|---------------|
| Full name of sole or first inventor | Timothy W. Conner                                   |               |
| Inventor's signature                | <i>Timothy W. Conner</i>                            | Date 10/29/99 |
| Residence                           | Wildwood, Missouri USA                              |               |
| Citizenship                         | USA   |               |
| Post Office Address                 | 17434 Radcliffe Drive, Wildwood Missouri 63025      |               |
|                                     |   |               |
| Full name of second inventor        | Gregory R. Heck                                     |               |
| Second inventor's signature         |   | Date          |
| Residence                           | Crystal Lake Park, Missouri USA                     |               |
| Citizenship                         | USA   |               |
| Post Office Address                 | 2200 Divot Drive, Crystal Lake Park, Missouri 63131 |               |
|                                     |   |               |
| Full name of third inventor         | Jingdong Liu  |               |
| Third inventor's signature          |   | Date          |
| Residence                           | Ballwin, Missouri USA                               |               |
| Citizenship                         | USA   |               |
| Post Office Address                 | 885 Castle Pines Drive, Ballwin, Missouri 63021     |               |
|                                     |   |               |

|                                     |   |               |
|-------------------------------------|---|---------------|
| Full name of sole or first inventor | Timothy W. Conner   |               |
| Inventor's signature                |   | Date          |
| Residence                           | Wildwood, Missouri USA  |               |
| Citizenship                         | USA   |               |
| Post Office Address                 | 17434 Radcliffe Drive, Wildwood Missouri 63025                                    |               |
|                                     |   |               |
| Full name of second inventor        | Gregory R. Heck   |               |
| Second inventor's signature         |  | Date 10-25-99 |
| Residence                           | Crystal Lake Park, Missouri USA   |               |
| Citizenship                         | USA   |               |
| Post Office Address                 | 2200 Divot Drive, Crystal Lake Park, Missouri 63131                               |               |
|                                     |   |               |
| Full name of third inventor         | Jingdong Liu  |               |
| Third inventor's signature          |   | Date          |
| Residence                           | Ballwin, Missouri USA   |               |
| Citizenship                         | USA   |               |
| Post Office Address                 | 885 Castle Pines Drive, Ballwin, Missouri 63021                                   |               |
|                                     |   |               |



|                                     |   |               |
|-------------------------------------|---|---------------|
| Full name of sole or first inventor | Timothy W. Conner   |               |
| Inventor's signature                |   | Date          |
| Residence                           | Wildwood, Missouri USA  |               |
| Citizenship                         | USA   |               |
| Post Office Address                 | 17434 Radcliffe Drive, Wildwood Missouri 63025                                      |               |
|                                     |   |               |
| Full name of second inventor        | Gregory R. Heck   |               |
| Second inventor's signature         |   | Date          |
| Residence                           | Crystal Lake Park, Missouri USA   |               |
| Citizenship                         | USA   |               |
| Post Office Address                 | 2200 Divot Drive, Crystal Lake Park, Missouri 63131                                 |               |
|                                     |   |               |
| Full name of third inventor         | Jingdong Liu  |               |
| Third inventor's signature          |  | Date 10-29-99 |
| Residence                           | Ballwin, Missouri USA   |               |
| Citizenship                         | USA   |               |
| Post Office Address                 | 885 Castle Pines Drive, Ballwin, Missouri 63021                                     |               |
|                                     |   |               |

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter that is claimed and for which a patent is sought on the invention entitled Nucleic Acid Molecules and Other Molecules Associated with Transcription in Plants, the specification of which is filed herewith unless the following box is checked:

☒ was filed on January 12, 1999 ;  
as United States Application Number 09/229,413 ; and  
was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application, which designated at least one country other than the United States listed below, and have also identified below any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application(s) |           |                        | Priority Claimed   |
|------------------------------|-----------|------------------------|--|
|                              |           |                        | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| _____                        | _____     | _____                  |  |
| (Application No.)            | (Country) | (Day/Month/Year Filed) |  |
| _____                        | _____     | _____                  | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| (Application No.)            | (Country) | (Day/Month/Year Filed) |  |

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

|                   |                   |                  |
|-------------------|-------------------|------------------|
| <u>60/067,000</u> | <u>11/24/1997</u> | <u>Abandoned</u> |
| (Application No.) | (Filing Date)     | (Status)         |
| <u>60/069,472</u> | <u>12/09/1997</u> | <u>Abandoned</u> |
| (Application No.) | (Filing Date)     | (Status)         |
| <u>60/071,479</u> | <u>01/13/1998</u> | <u>Abandoned</u> |
| (Application No.) | (Filing Date)     | (Status)         |
| <u>60/074,201</u> | <u>02/10/1998</u> | <u>Abandoned</u> |
| (Application No.) | (Filing Date)     | (Status)         |
| <u>60/074,282</u> | <u>02/10/1998</u> | <u>Abandoned</u> |
| (Application No.) | (Filing Date)     | (Status)         |
| <u>60/074,280</u> | <u>02/10/1998</u> | <u>Abandoned</u> |
| (Application No.) | (Filing Date)     | (Status)         |
| <u>60/074,281</u> | <u>02/10/1998</u> | <u>Abandoned</u> |
| (Application No.) | (Filing Date)     | (Status)         |

|  |                                    |                              |
|--|------------------------------------|------------------------------|
| <u>60/074,566</u><br>(Application No.) | <u>02/12/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/074,567</u><br>(Application No.) | <u>02/12/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/074,565</u><br>(Application No.) | <u>02/12/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/075,462</u><br>(Application No.) | <u>02/19/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/074,789</u><br>(Application No.) | <u>02/19/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/075,459</u><br>(Application No.) | <u>02/19/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/075,461</u><br>(Application No.) | <u>02/19/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/075,464</u><br>(Application No.) | <u>02/19/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/075,460</u><br>(Application No.) | <u>02/19/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/075,463</u><br>(Application No.) | <u>02/19/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/077,231</u><br>(Application No.) | <u>03/09/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/077,229</u><br>(Application No.) | <u>03/09/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/077,230</u><br>(Application No.) | <u>03/09/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/078,368</u><br>(Application No.) | <u>03/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/080,844</u><br>(Application No.) | <u>04/07/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/083,067</u><br>(Application No.) | <u>04/27/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/083,386</u><br>(Application No.) | <u>04/29/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/083,387</u><br>(Application No.) | <u>04/29/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/083,388</u><br>(Application No.) | <u>04/29/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/083,389</u>                      | <u>04/29/1998</u>                  | <u>Abandoned</u>             |

| (Application No.)                      | (Filing Date)                      | (Status)                     |
|--|------------------------------------|------------------------------|
| <u>60/085,224</u><br>(Application No.) | <u>05/13/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/085,223</u><br>(Application No.) | <u>05/13/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/085,222</u><br>(Application No.) | <u>05/13/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/085,533</u><br>(Application No.) | <u>05/15/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/086,186</u><br>(Application No.) | <u>05/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/086,187</u><br>(Application No.) | <u>05/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/086,185</u><br>(Application No.) | <u>05/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/086,184</u><br>(Application No.) | <u>05/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/086,183</u><br>(Application No.) | <u>05/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/086,188</u><br>(Application No.) | <u>05/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,524</u><br>(Application No.) | <u>06/16/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,810</u><br>(Application No.) | <u>06/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,814</u><br>(Application No.) | <u>06/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,808</u><br>(Application No.) | <u>06/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,812</u><br>(Application No.) | <u>06/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,807</u><br>(Application No.) | <u>06/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,806</u><br>(Application No.) | <u>06/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,813</u><br>(Application No.) | <u>06/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,811</u>                      | <u>06/18/1998</u>                  | <u>Abandoned</u>             |

| (Application No.)                      | (Filing Date)                      | (Status)                     |
|--|------------------------------------|------------------------------|
| <u>60/089,793</u><br>(Application No.) | <u>06/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/091,405</u><br>(Application No.) | <u>06/30/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/091,247</u><br>(Application No.) | <u>06/30/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/099,667</u><br>(Application No.) | <u>09/09/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/099,668</u><br>(Application No.) | <u>09/09/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/099,670</u><br>(Application No.) | <u>09/09/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/099,697</u><br>(Application No.) | <u>09/09/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/100,674</u><br>(Application No.) | <u>09/16/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/100,673</u><br>(Application No.) | <u>09/16/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/100,672</u><br>(Application No.) | <u>09/16/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/100,963</u><br>(Application No.) | <u>09/17/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/101,131</u><br>(Application No.) | <u>09/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/101,132</u><br>(Application No.) | <u>09/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/101,130</u><br>(Application No.) | <u>09/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/101,508</u><br>(Application No.) | <u>09/22/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/101,344</u><br>(Application No.) | <u>09/22/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/101,347</u><br>(Application No.) | <u>09/22/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/101,343</u><br>(Application No.) | <u>09/22/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |

|  |                                    |                              |
|--|------------------------------------|------------------------------|
| <u>60/101,707</u><br>(Application No.) | <u>09/25/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/104,126</u><br>(Application No.) | <u>10/13/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/104,128</u><br>(Application No.) | <u>10/13/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/104,127</u><br>(Application No.) | <u>10/13/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/104,124</u><br>(Application No.) | <u>10/13/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/109,018</u><br>(Application No.) | <u>11/18/1998</u><br>(Filing Date) | <u>Pending</u><br>(Status)   |
| <u>60/111,981</u><br>(Application No.) | <u>12/11/1998</u><br>(Filing Date) | <u>Pending</u><br>(Status)   |
| <u>60/113,224</u><br>(Application No.) | <u>12/22/1998</u><br>(Filing Date) | <u>Pending</u><br>(Status)   |
| <u>60/108,996</u><br>(Application No.) | <u>11/18/1998</u><br>(Filing Date) | <u>Pending</u><br>(Status)   |

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or under § 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 12, I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56 that became available between the filing date of the prior application and the national or PCT international filing date of this application.

|  |                                    |                            |
|--|------------------------------------|----------------------------|
| <u>09/199,129</u><br>(Application No.) | <u>11/24/1998</u><br>(Filing Date) | <u>Pending</u><br>(Status) |
| <u>09/210,297</u><br>(Application No.) | <u>12/08/1998</u><br>(Filing Date) | <u>Pending</u><br>(Status) |

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Lawrence M. Lavin, Jr.  
Dennis R. Hoerner, Jr.  
Richard H. Shear

Reg. No. 30,768  
Reg. No. 30,914  
Reg. No. 26,583

Robert A. Auchter, Reg. No. 38,069  
Jeffrey I. Auerbach, Reg. No. 32,680  
Nicholas T. Bauz, Reg. No. 41,604  
William D. Belanger, Reg. No. 40,509  
Michael J. Bell, Reg. No. 39,604  
John A. Bendrick, Reg. No. 41,612  
Mark R. Buscher, Reg. No. 35,006  
Celine T. Callahan, Reg. No. 34,301  
Cono A. Carrano, Reg. No. 39,623  
June E. Cohan, Reg. No. 43,741  
Joseph V. Colaianni, Reg. No. 39,948  
Ben M. Davidson, Reg. No. 38,424  
James F. Davis, Reg. No. 21,072  
Thomas M. Dunham, Reg. No. 39,965  
Thomas C. Fiala, Reg. No. 43,610  
Joe M. Freed, Reg. No. 25,101  
Vernon Randall Gard, Reg. No. 33,886  
Sharmini Nathan Green, Reg. No. 41,410  
Alan M. Grimaldi, Reg. No. 26,599  
Alexander J. Hadjis, Reg. No. 36,540  
Albert P. Halluin, Reg. No. 25,227  
Leslie L. Jacobs, Jr., Reg. No. 40,659  
Christopher L. Kelley, Reg. No. 42,714  
Brian S.Y. Kim, Reg. No. 41,114

Richard H. Kjeldgaard, Reg. No. 30,186  
Andrew R. Kopsidas, Reg. No. 42,759  
David J. Kulik, Reg. No. 36,576  
Viola T. Kung, Reg. No. 41,131  
Joseph P. Lavelle, Reg. No. 31,036  
Don F. Livornese, Reg. No. 32,040  
David R. Marsh, Reg. No. 41,408  
Christopher A. Mathews, Reg. No. 35,944  
Elliott C. Mendelson, Reg. No. 42,878  
Joseph A. Micallef, Reg. No. 39,772  
Erik B. Milch, Reg. No. 42,887  
Matthew J. Moore, Reg. No. 42,012  
Bradley J. Olson, Reg. No. 40,750  
Andrew Y. Piatnicia, Reg. No. 40,772  
Andrea G. Reister, Reg. No. 36,253  
Timothy W. Riffe, Reg. No. 43,881  
Stephen J. Rosenman, Reg. No. 29,209  
Anthony W. Shaw, Reg. No. 30,104  
J. David Smith, Reg. No. 39,839  
Michael J. Songer, Reg. No. 39,841  
Jennifer A. Tipsord, Reg. No. 40,205  
Adam K. Whiting, Reg. No. 44,400  
Robert J. Worrall, Reg. No. 37,969

Send Correspondence to:

**David R. Marsh**  
**Howrey & Simon**  
Box No. 34  
1299 Pennsylvania Avenue, N.W.  
Washington, DC 20004-2402  
Facsimile: (202) 383-7195

Direct Telephone Calls to: 202-783-0800

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

# Combined Declaration and Power of Attorney for Patent Application

Docket Number: 38-21(15300)B

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter that is claimed and for which a patent is sought on the invention entitled Nucleic Acid Molecules and Other Molecules Associated with Transcription in Plants, the specification of which is filed herewith unless the following box is checked:

☒ was filed on January 12, 1999 ;  
as United States Application Number 09/229,413 ; and  
was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application, which designated at least one country other than the United States listed below, and have also identified below any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application(s) |                    |                                 | Priority Claimed   |
|------------------------------|--------------------|---------------------------------|--|
|                              |                    |                                 | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| _____<br>(Application No.)   | _____<br>(Country) | _____<br>(Day/Month/Year Filed) | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| _____<br>(Application No.)   | _____<br>(Country) | _____<br>(Day/Month/Year Filed) | <input type="checkbox"/> Yes <input type="checkbox"/> No |

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

|  |                                    |                              |
|--|------------------------------------|------------------------------|
| <u>60/067,000</u><br>(Application No.) | <u>11/24/1997</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/069,472</u><br>(Application No.) | <u>12/09/1997</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/071,479</u><br>(Application No.) | <u>01/13/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/074,201</u><br>(Application No.) | <u>02/10/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/074,282</u><br>(Application No.) | <u>02/10/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/074,280</u><br>(Application No.) | <u>02/10/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/074,281</u><br>(Application No.) | <u>02/10/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |



|  |                                    |                              |
|--|------------------------------------|------------------------------|
| <u>60/074,566</u><br>(Application No.) | <u>02/12/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/074,567</u><br>(Application No.) | <u>02/12/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/074,565</u><br>(Application No.) | <u>02/12/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/075,462</u><br>(Application No.) | <u>02/19/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/074,789</u><br>(Application No.) | <u>02/19/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/075,459</u><br>(Application No.) | <u>02/19/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/075,461</u><br>(Application No.) | <u>02/19/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/075,464</u><br>(Application No.) | <u>02/19/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/075,460</u><br>(Application No.) | <u>02/19/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/075,463</u><br>(Application No.) | <u>02/19/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/077,231</u><br>(Application No.) | <u>03/09/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/077,229</u><br>(Application No.) | <u>03/09/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/077,230</u><br>(Application No.) | <u>03/09/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/078,368</u><br>(Application No.) | <u>03/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/080,844</u><br>(Application No.) | <u>04/07/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/083,067</u><br>(Application No.) | <u>04/27/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/083,386</u><br>(Application No.) | <u>04/29/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/083,387</u><br>(Application No.) | <u>04/29/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/083,388</u><br>(Application No.) | <u>04/29/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/083,389</u>                      | <u>04/29/1998</u>                  | <u>Abandoned</u>             |

| (Application No.)                      | (Filing Date)                      | (Status)                     |
|--|------------------------------------|------------------------------|
| <u>60/085,224</u><br>(Application No.) | <u>05/13/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/085,223</u><br>(Application No.) | <u>05/13/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/085,222</u><br>(Application No.) | <u>05/13/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/085,533</u><br>(Application No.) | <u>05/15/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/086,186</u><br>(Application No.) | <u>05/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/086,187</u><br>(Application No.) | <u>05/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/086,185</u><br>(Application No.) | <u>05/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/086,184</u><br>(Application No.) | <u>05/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/086,183</u><br>(Application No.) | <u>05/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/086,188</u><br>(Application No.) | <u>05/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,524</u><br>(Application No.) | <u>06/16/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,810</u><br>(Application No.) | <u>06/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,814</u><br>(Application No.) | <u>06/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,808</u><br>(Application No.) | <u>06/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,812</u><br>(Application No.) | <u>06/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,807</u><br>(Application No.) | <u>06/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,806</u><br>(Application No.) | <u>06/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,813</u><br>(Application No.) | <u>06/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/089,811</u>                      | <u>06/18/1998</u>                  | <u>Abandoned</u>             |

| (Application No.)                      | (Filing Date)                      | (Status)                     |
|--|------------------------------------|------------------------------|
| <u>60/089,793</u><br>(Application No.) | <u>06/18/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/091,405</u><br>(Application No.) | <u>06/30/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/091,247</u><br>(Application No.) | <u>06/30/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/099,667</u><br>(Application No.) | <u>09/09/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/099,668</u><br>(Application No.) | <u>09/09/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/099,670</u><br>(Application No.) | <u>09/09/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/099,697</u><br>(Application No.) | <u>09/09/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/100,674</u><br>(Application No.) | <u>09/16/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/100,673</u><br>(Application No.) | <u>09/16/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/100,672</u><br>(Application No.) | <u>09/16/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/100,963</u><br>(Application No.) | <u>09/17/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/101,131</u><br>(Application No.) | <u>09/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/101,132</u><br>(Application No.) | <u>09/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/101,130</u><br>(Application No.) | <u>09/21/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/101,508</u><br>(Application No.) | <u>09/22/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/101,344</u><br>(Application No.) | <u>09/22/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/101,347</u><br>(Application No.) | <u>09/22/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/101,343</u><br>(Application No.) | <u>09/22/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |

|  |                                    |                              |
|--|------------------------------------|------------------------------|
| <u>60/101,707</u><br>(Application No.) | <u>09/25/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/104,126</u><br>(Application No.) | <u>10/13/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/104,128</u><br>(Application No.) | <u>10/13/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/104,127</u><br>(Application No.) | <u>10/13/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/104,124</u><br>(Application No.) | <u>10/13/1998</u><br>(Filing Date) | <u>Abandoned</u><br>(Status) |
| <u>60/109,018</u><br>(Application No.) | <u>11/18/1998</u><br>(Filing Date) | <u>Pending</u><br>(Status)   |
| <u>60/111,981</u><br>(Application No.) | <u>12/11/1998</u><br>(Filing Date) | <u>Pending</u><br>(Status)   |
| <u>60/113,224</u><br>(Application No.) | <u>12/22/1998</u><br>(Filing Date) | <u>Pending</u><br>(Status)   |
| <u>60/108,996</u><br>(Application No.) | <u>11/18/1998</u><br>(Filing Date) | <u>Pending</u><br>(Status)   |

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or under § 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56 that became available between the filing date of the prior application and the national or PCT international filing date of this application.

|  |                                    |                            |
|--|------------------------------------|----------------------------|
| <u>09/199,129</u><br>(Application No.) | <u>11/24/1998</u><br>(Filing Date) | <u>Pending</u><br>(Status) |
| <u>09/210,297</u><br>(Application No.) | <u>12/08/1998</u><br>(Filing Date) | <u>Pending</u><br>(Status) |

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Lawrence M. Lavin, Jr.  
Dennis R. Hoerner, Jr.  
Richard H. Shear

Reg. No. 30,768  
Reg. No. 30,914  
Reg. No. 26,583

Robert A. Auchter, Reg. No. 38,069  
Jeffrey I. Auerbach, Reg. No. 32,680  
Nicholas T. Bauz, Reg. No. 41,604  
William D. Belanger, Reg. No. 40,509  
Michael J. Bell, Reg. No. 39,604  
John A. Bendrick, Reg. No. 41,612  
Mark R. Buscher, Reg. No. 35,006  
Celine T. Callahan, Reg. No. 34,301  
Cono A. Carrano, Reg. No. 39,623  
June E. Cohan, Reg. No. 43,741  
Joseph V. Colaianne, Reg. No. 39,948  
Ben M. Davidson, Reg. No. 38,424  
James F. Davis, Reg. No. 21,072  
Thomas M. Dunham, Reg. No. 39,965  
Thomas C. Fiala, Reg. No. 43,610  
Joel M. Freed, Reg. No. 25,101  
Vernon Randall Gard, Reg. No. 33,886  
Sharmini Nathan Green, Reg. No. 41,410  
Alan M. Grimaldi, Reg. No. 26,599  
Alexander J. Hadjis, Reg. No. 36,540  
Albert P. Halluin, Reg. No. 25,227  
Leslie L. Jacobs, Jr., Reg. No. 40,659  
Christopher L. Kelley, Reg. No. 42,714  
Brian S.Y. Kim, Reg. No. 41,114

Richard H. Kjeldgaard, Reg. No. 30,186  
Andrew R. Kopsidas, Reg. No. 42,759  
David J. Kulik, Reg. No. 36,576  
Viola T. Kung, Reg. No. 41,131  
Joseph P. Lavelle, Reg. No. 31,036  
Don F. Livornese, Reg. No. 32,040  
David R. Marsh, Reg. No. 41,408  
Christopher A. Mathews, Reg. No. 35,944  
Elliott C. Mendelson, Reg. No. 42,878  
Joseph A. Micallef, Reg. No. 39,772  
Erik B. Milch, Reg. No. 42,887  
Matthew J. Moore, Reg. No. 42,012  
Bradley J. Olson, Reg. No. 40,750  
Andrew Y. Piatnicia, Reg. No. 40,772  
Andrea G. Reister, Reg. No. 36,253  
Timothy W. Riffe, Reg. No. 43,881  
Stephen J. Rosenman, Reg. No. 29,209  
Anthony W. Shaw, Reg. No. 30,104  
J. David Smith, Reg. No. 39,839  
Michael J. Songer, Reg. No. 39,841  
Jennifer A. Tipsord, Reg. No. 40,205  
Adam K. Whiting, Reg. No. 44,400  
Robert J. Worrall, Reg. No. 37,969

Send Correspondence to:

**David R. Marsh**  
**Howrey & Simon**  
Box No. 34  
1299 Pennsylvania Avenue, N.W.  
Washington, DC 20004-2402  
Facsimile: (202) 383-7195

Direct Telephone Calls to: 202-783-0800

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.